

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

ORIGINAL
CV 06 3605 WEXLER, J.
WALL, M.J.

HERMÈS INTERNATIONAL, a corporation organized under the laws of France, HERMÈS INTERNATIONAL CORPORATION, a corporation organized under the laws of France, HERMÈS INTERNATIONAL CORPORATION FRANCE, a corporation organized under the laws of France, HERMÈS SELLIER, a corporation organized under the laws of France, HERMÈS OF PARIS, INC., a corporation organized under the laws of New York

Plaintiffs,

vs.

WALTER KIERNAN, individually,
SERAFINA KIERNAN, individually,
WALTER KIERNAN and SERAFINA
KIERNAN D/B/A
WWW.IMPURSENATOR.COM D/B/A
IMPURSENATOR HANDBAGS and various
JOHN and JANE DOES 1-10 and XYZ
COMPANIES 1-10 (UNIDENTIFIED),

Defendants.

CASE NO.

FILED UNDER SEAL PURSUANT
TO 15 U.S.C. § 1116

~~[PROPOSED]~~ TEMPORARY
RESTRAINING ORDER, SEIZURE
ORDER, ORDER RESTRAINING
TRANSFER OF ASSETS, ORDER TO
SHOW CAUSE FOR PRELIMINARY
INJUNCTION, ORDER FOR EXPEDITED
DISCOVERY, AND ORDER SEALING
FILE

FILED
IN CLERK'S OFFICE
U.S. DISTRICT COURT E.D.N.Y.
★ JUL 21 2006 ★
BROOKLYN OFFICE

Plaintiff, HERMÈS INTERNATIONAL, HERMÈS INTERNATIONAL CORPORATION, HERMÈS INTERNATIONAL CORPORATION OF FRANCE, HERMÈS SELLIER, HERMÈS OF PARIS, INC. (collectively "Plaintiff"), having moved for a temporary restraining order, seizure order, order restraining assets, order to show cause for preliminary injunction, order sealing file, order expediting discovery, and order sealing file pursuant to Federal Rule of Civil Procedure 65 and the Lanham Act (15 U.S.C. §1051, et seq.), as amended by the Trademark Counterfeiting Act of 1984, Public Law 98-473 (the "Lanham Act"), for the reason that Defendants are manufacturing, importing, distributing, offering for sale and/or selling goods bearing counterfeit reproductions of Plaintiff's federally registered trademarks, trade names and/or designs (collectively, "Plaintiff's Trademarks"), which are owned and controlled by Plaintiff, and the Court having reviewed the complaint, memorandum of points and authorities, supporting declarations and exhibits submitted therewith, the Court finds:

1. Plaintiff is likely to succeed in showing Defendants have used and are continuing to use counterfeits or infringements of Plaintiff's Trademarks in connection with the manufacture, import, export, distribution, offer for sale and/or sale of counterfeit high end branded luxury products bearing the Plaintiff's Trademarks, including without limitation handbags (the "Infringing Products");

2. The manufacture, import, export, distribution, offer for sale and/or sale of the Infringing Products will result in immediate and irreparable injury to Plaintiff if seizure of the Infringing Products and the records pertaining thereto is not ordered;

3. Defendants, or other persons acting in concert with Defendants, would likely destroy, move, hide or otherwise make the Infringing Products and business records relating

thereto inaccessible to the Court if Plaintiff was to proceed on notice to Defendants, thus frustrating the ultimate relief Plaintiff seeks in this action;

4. Plaintiff's harm from denial of the requested ex parte seizure order would outweigh the harm to Defendants' legitimate interests from granting such an order;

5. Plaintiff has represented it has not publicized the requested seizure order;

6. Plaintiff has provided the United States Attorney with reasonable notice of this application for an ex parte seizure order;

7. Plaintiff has demonstrated the location(s) at which Defendants are offering for sale and/or selling the Infringing Products and are likely to be holding the business records relating thereto; and

8. Entry of an order other than an ex parte seizure order would not adequately achieve the purposes of the Lanham Act to preserve Plaintiff's remedies for trademark counterfeiting, including, inter alia, destruction of the Infringing Products, the acquisition of the business records relating to the Infringing Products, and an award to Plaintiff of lost profits or damages.

9. Plaintiff has demonstrated that Defendants may take action to transfer their assets and thus avoid an accounting of Defendants' profits from their unlawful activities.

THEREFORE, IT IS HEREBY ORDERED that Defendants including WALTER KIERNAN, individually, SERAFINA KIERNAN, individually, WALTER KIERNAN and SERAFINA KIERNAN D/B/A WWW.IMPURSENATOR.COM D/B/A IMPURSENATOR HANDBAGS and various JOHN and JANE DOES 1-10 and XYZ COMPANIES 1-10

(UNIDENTIFIED), show cause on the 3rd day of Aug., 2006 at 11:00 a.m./~~p.m.~~ or as soon thereafter as counsel can be heard, in Courtroom 940, in the United States District Court for

[PROPOSED] TEMPORARY RESTRAINING ORDER, SEIZURE ORDER, ORDER RESTRAINING TRANSFER OF ASSETS, ORDER TO SHOW CAUSE FOR PRELIMINARY INJUNCTION, ORDER FOR EXPEDITED DISCOVERY, AND ORDER SEALING FILE - Page - 3
DAL-FS1\86503v02\66519.010000

the Eastern District of New York, why an Order pursuant to Federal Rule of Civil Procedure 65 and Section 34 of the Lanham Act should not be entered granting Plaintiff a preliminary injunction as follows:

(a) Enjoining and restraining Defendants, their officers, agents, servants and employees and any persons in active concert or participation with them from:

(i) using Plaintiff's Trademarks including all of the following, annexed to the Complaint as Exhibit A and repeated herein as Exhibit A:

| MARK | Filing Date | US. Registration No. |
|---|--------------------|-----------------------------|
| Shoulder Kelly | 09/03/04 | 3079861 |
| Shoulder Birkin | 09/03/04 | 3079860 |
| Balle de Golf (typed drawing) | 03/26/03 | 3087148 |
| Birkin | 02/17/04 | 2991927 |
| Kellybag | 02/17/04 | 2957154 |
| Omnibus (typed drawing) | 09/24/03 | 2899792 |
| Ahmedabad (typed drawing) | 06/24/03 | 2904891 |
| Plume (typed drawing) | 03/26/03 | 2893199 |
| Picotin (typed drawing) | 03/26/03 | 2884164 |
| Psilimos (typed drawing) | 03/26/03 | 2877274 |
| Hold Up (typed drawing) | 03/26/03 | 2881477 |
| H (design plus words, letters &/or numbers) | 12/8/97 | 2516025 |
| H (same as above) | 12/8/97 | 2436099 |
| H (same as above) | 12/2/92 | 1806108 |

| | | |
|--|----------|---------|
| Hermes Faubourg Saint-Honore Paris (design plus words, letters &/or numbers) | 5/21/94 | 1938073 |
| Hermes (typed drawing) | 3/1/39 | 0369681 |
| Hermes (design plus words, letters &/or numbers) | 12/20/67 | 0883588 |
| Horse & Buggy Design Only | 4/1/80 | 1292597 |
| Purse Design Only | 3/18/99 | 2447392 |
| Purse Design Only | 3/18/99 | 2447391 |
| Purse Design Only | 12/2/92 | 1806107 |

any reproduction, counterfeit, copy or colorable imitation of Plaintiff's Trademarks in connection with the manufacture, import, export, distribution, advertisement, offer for sale and/or sale of merchandise not the genuine products of Plaintiff, or in any manner likely to cause others to believe that the Infringing Products are connected with Plaintiff or Plaintiff's genuine merchandise bearing Plaintiff's Trademarks; and

(ii) passing off, inducing or enabling others to sell or pass off any handbags, apparel, fashion accessories or other items that are not Plaintiff's genuine merchandise as and for Plaintiff's genuine merchandise; and

(iii) committing any other acts calculated to cause purchasers to believe that Defendants' products are Plaintiff's genuine merchandise unless they are such; and

(iv) shipping, delivering, holding for sale, distributing, returning, transferring or otherwise moving, storing or disposing of in any manner handbags

or other items falsely bearing Plaintiff's Trademarks, or any reproduction, counterfeit, copy or colorable imitation of same; and

(b) Impounding, during the pendency of this action, any Infringing Products, including handbags or other items, including, without limitation, leather, buckles, clasps, locks, keys, handles, zippers, labels, patches, printing devices, advertising, packaging and other materials and merchandise seized pursuant to the provisions of this Order; and

(c) Restricting the transfer of Defendants' assets pursuant to the provisions of this Order hereinafter set forth.

IT APPEARING to the Court that Defendants are manufacturing, importing, distributing, offering for sale and/or selling the Infringing Products and will continue to carry out such acts unless restrained by Order of the Court, it is:

ORDERED, that pending the hearing on Plaintiff's application for a preliminary injunction, Defendants, including WALTER KIERNAN, individually, SERAFINA KIERNAN, individually, WALTER KIERNAN AND SERAFINA KIERNAN D/B/A WWW.IMPURSENATOR.COM D/B/A IMPURSENATOR HANDBAGS and various JOHN and JANE DOES 1-10 and XYZ COMPANIES 1-10 (UNIDENTIFIED), their agents, servants, employees, confederates, attorneys, and any persons acting in concert or participation with them, or having knowledge of this Order by personal service or otherwise be, and they are, hereby temporarily restrained from:

- (a) committing any of the acts set forth in subparagraph (a)(i)-(iv) above;
- (b) moving, destroying, or otherwise disposing of any products, labels, or other items, merchandise or documents bearing, relating to or used for reproducing

Plaintiff's Trademarks or any reproduction, counterfeit, copy or colorable imitation thereof; or

(c) removing, destroying or otherwise disposing of any computer tapes or disks, business records or documents relating in any way to the manufacture, acquisition, purchase, distribution or sale of goods bearing Plaintiff's Trademarks or any reproduction, counterfeit, copy or colorable imitation thereof; and it is further

ORDERED, that at all locations within this District and other Districts where the Infringing Products are sold, offered for sale, distributed, transported, manufactured and/or stored including, but not limited to: 2005 Merrick Rd., #196, Merrick, New York 11520; 100 Irving Avenue, Freeport, New York 11520, P. O. Box 7592, Freeport, New York 11520, 250 Grand Avenue, Freeport, NY 11520, the United States Marshal for this District or any federal, state, county or local law enforcement officers, assisted by one or more attorneys or agents of Plaintiff, are hereby authorized and directed to seize, impound and deliver to Plaintiff or its representatives any and all unauthorized and unlicensed merchandise bearing Plaintiff's Trademarks, as well as the means for making same; the books and records relating thereto, including but not limited to records and data contained in electronic format on computers, hard drives, zip drives and/or disks, and the computers, hard drives, zip drives and/or disks containing such information; and the containers or vehicles in which same are held or transported, which Defendants sell, attempt to sell or hold for sale, and it is further

ORDERED, that the United States Marshal or other law enforcement officer(s) effecting such seizure shall employ whatever reasonable force is necessary to enter the premises owned, leased or controlled by Defendants or the location to be searched where the Infringing Products or labels and business records relating thereto may be found, and to inspect the contents of any

computers, rooms, vehicles, closets, cabinets, containers, cases, desks or documents located on the identified locations or other premises controlled by Defendants; and it is further

ORDERED, that Plaintiff's agents shall promptly inspect all items seized and, if any items are found to be authorized products, such items are to be returned to Defendants within ten (10) business days after the date this Order is executed; and it is further

ORDERED, that the Temporary Restraining Order shall remain in effect until the date for hearing on the Order to Show Cause set forth above, or such further dates as set by the Court, unless Defendants stipulate, or have not objected, to the Preliminary Injunction; and it is further

ORDERED, that any merchandise or means of making such merchandise or records and other items seized shall be appropriately tagged to permit identification; Defendants shall be given a receipt therefor; such merchandise, records or other items seized shall be impounded in the custody or control of Plaintiff or Plaintiff's agents as substitute custodian pending further order of this Court and shall be made available for inventory or inspection by party from which it was seized or its counsel during normal business hours; and that any such records seized shall likewise be impounded and shall be subject to a protective order whereby access thereto shall be initially restricted to Plaintiff's counsel, Defendants and Defendants' attorneys of record, who shall all be permitted to inspect and copy such records, and such records shall be copied and the copies returned to Defendants within five (5) business days of the date this Order is executed. This protective order, restricting access to such documents, shall expire on the date set forth above for the hearing on the Order to Show Cause, unless extended by Court order, so that at such hearing and thereafter the contents of such records may be revealed, unless otherwise ordered by this Court; and it is further

ORDERED, that Plaintiff shall post a corporate surety bond, cash or a certified or attorney's check in the amount of Two-hundred [200,000] ~~ten thousand dollars (\$10,000)~~ as security, determined adequate for the payment of such damages as any person may be entitled to recover as a result of a wrongful seizure, attempted seizure, or restraint hereunder; and it is further

ORDERED, that sufficient cause having been shown, the above seizure shall take place and service of this Order together with the Summons and Complaint, shall be made on Defendants personally, or by delivery to an adult of suitable age, at Defendants' place of business or residence or where Defendants are selling or holding for sale the items to be seized and the records related thereto, and that such service shall be made and such seizure shall take place within ten (10) days from the date of this Order or at such time as may be extended by this Court; and it is further

ORDERED, that Plaintiff's counsel file with the court within ten (10) business days after the seizure is executed an affidavit or declaration stating the date on which the seizure was executed, whether goods and/or other materials were seized and a description thereof, and where the goods and/or other materials are stored; and it is further

ORDERED, that in accordance with Rule 64 of the Federal Rules of Civil Procedure, 15 U.S.C. §1116(a) and this Court's inherent equitable power to issue provisional remedies ancillary to its authority to provide final equitable relief, Defendants, including, but not limited to, WALTER KIERNAN, individually, SERAFINA KIERNAN, individually, WALTER KIERNAN and SERAFINA KIERNAN D/B/A WWW.IMPURSENATOR.COM D/B/A IMPURSENATOR HANDBAGS and various JOHN and JANE DOES 1-10 and XYZ COMPANIES 1-10 (UNIDENTIFIED), and their officers, servants, employees and agents and any persons in active concert or participation with them, and any banks, savings and loan

associations or other financial institutions, or agencies which engage in the transfer of real property, who receive actual notice of this order by personal service or otherwise, are temporarily restrained and enjoined from transferring, disposing of, or secreting any money, stocks or other assets of Defendants, without prior approval of the Court, except as to a defendant that files with the Court and serves upon Plaintiff's counsel:

(a) an accounting of defendant's assets having a value of five thousand dollars (\$5,000) or more, and the location and identity thereof; and

(b) uncontradicted documentary proof accepted by Plaintiff, (such acceptance not to be unreasonably withheld) for the Court that particular assets are not proceeds of Defendants counterfeiting activities, in which case those particular assets shall be released to the defendant;

IT IS FURTHER ORDERED, that upon two (2) days written notice to the Court and Plaintiff's counsel, any Defendant may, upon proper showing, appear and move for the dissolution or modification of the provisions of this Order concerning the restriction upon transfer of Defendants' assets, including the following modifications:

(a) allowing payments for ordinary living expenses ~~not to exceed four thousand dollars (\$4,000) per month~~ with an accounting of such payments to be filed with the Court and provided to Plaintiff within ten (10) days following the end of each month;

(b) allowing defendant to pay ordinary, legitimate business expenses as follows:

(i) rent or mortgage in the amount normally paid as required in any lease or loan on any premises by such defendant or company, upon

presentation of said lease or loan document to Plaintiff's counsel and verification thereof;

- (ii) ordinary and regular salaries to any bona fide employees, other than any of the Defendants themselves, or any relatives or dependents thereof, to the extent such salaries are not excessive; provided, however, that such salaries shall be paid to persons who were on the payroll of such Defendants as of the date of this Order, and such salaries do not exceed the prior month's level and further provided that Defendants shall first present to Plaintiff's counsel written documentation identifying and verifying all individuals proposed to be paid and the particulars of the salaries proposed therefor;
- (iii) ordinary and necessary bills for utilities;
- (vi) payments of any amounts less than two thousand dollars (\$2,000), not to exceed an aggregate of more than five thousand dollars (\$5,000) per month, for ordinary business expenses, which transfers shall be documented and this documentation provided to Plaintiff's counsel within ten (10) days following the end of each month;

(c) Defendants shall provide Plaintiff's counsel with an accounting of all payments of living expenses, business expenses and any transfers of assets made pursuant to this Order within ten (10) days following the end of each month; and it is further

ORDERED, that Defendants' answering papers, if any, shall be filed with the Clerk of this Court and served upon the attorneys for Plaintiff by delivering copies thereof to the offices of Greenberg Traurig LLP, 200 Park Avenue, 34th floor, MetLife Building, New York, New York 10166, Attention: Harley Lewin, before 4:00 a.m./p.m. on Aug. 2, 2006. Any reply shall be filed and served by Plaintiff at the hearing; and it is further

ORDERED, that the search and seizure ordered herein may be photographed or videotaped for the purpose of authenticating and assisting in obtaining evidence and preventing any controversy regarding the activities and events occurring during said search and seizure; and it is further

~~ORDERED, that a single reporter from the New Yorker Magazine may accompany~~
Plaintiffs' representatives as an observer only in the service and execution of this Order; and it is further

ORDERED, that ~~discovery herein may begin immediately and~~ Plaintiff be permitted, immediately after service of the Court's order, to inspect and copy Defendants' records of the purchase, manufacture, importation and sale of Infringing Products and thereafter, to take expedited discovery as ordered by the magistrate judge; ~~depositions of the persons responsible for Defendants' business; and it is finally~~

ORDERED, that this action shall remain sealed by the Court until the date for hearing on the Order to Show Cause set forth above, at which time the Clerk shall remove the seal.

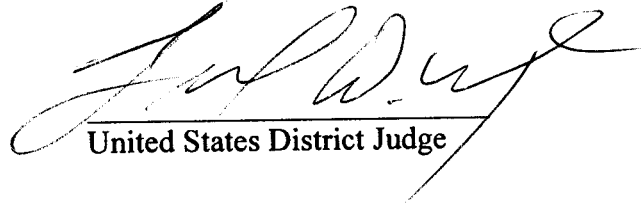
Defendants are hereby given notice that failure to attend the hearing scheduled herein shall result in confirmation of the seizure authorized herein, destruction or other disposition of the goods seized, if any, immediate issuance of the requested preliminary injunction to take effect immediately upon expiration or dissolution of the within temporary restraining order, and shall otherwise extend for the pendency of this litigation relief upon the same terms and

conditions as comprise this temporary restraining order. Defendants are hereby given further notice they shall be deemed to have actual notice of the issuance and terms of such preliminary injunction and any act by them or any one of them in violation of any of the terms thereof may be considered and prosecuted as contempt of this Court.

SO ORDERED:

DATE:

CENTRAL ISLIP, NY
7/25/06
12:25 P.M.


United States District Judge

DAL-FS1\86503v02\66519.010000



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SHOULDER KELLY

Word Mark

SHOULDER KELLY

Goods and Services

IC 018. US 001 002 003 022 041. G & S: Goods of leather or imitation leather, namely bags consisting of handbags, travel bags, and rucksacks, purses, wallets with card compartments, key cases, briefcase-type portfolios, trunks and suitcases, and pouches

Standard Characters Claimed

Mark Drawing Code

(4) STANDARD CHARACTER MARK

Design Search Code

Serial Number

79006840

Filing Date

September 3, 2004

Current Filing Basis

66A

Original Filing Basis

66A

Published for Opposition

January 17, 2006

Registration Number

3079861

International Registration Number

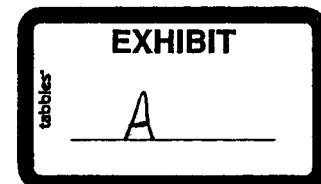
0837446

Registration Date

April 11, 2006

Owner

(REGISTRANT) HERMES INTERNATIONAL société en commandite par actions FRANCE 24,



rue du Faubourg Saint Honoré F-75008 PARIS FRANCE

Attorney of Record Andrew Baum and Jonathan Matkowsky

Priority Date March 10, 2004

Type of Mark TRADEMARK

Register PRINCIPAL

Live/Dead Indicator LIVE

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SHOULDER BIRKIN

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| Word Mark | SHOULDER BIRKIN |
| Goods and Services | IC 018. US 001 002 003 022 041. G & S: Goods of leather or imitation leather, namely bags consisting of handbags, travel bags, and rucksacks, purses, wallets with card compartments, key cases, briefcase-type portfolios, trunks and suitcases, and pouches |
| Standard Characters Claimed | |
| Mark Drawing Code | (4) STANDARD CHARACTER MARK |
| Design Search Code | |
| Serial Number | 79006839 |
| Filing Date | September 3, 2004 |
| Current Filing Basis | 66A |
| Original Filing Basis | 66A |
| Published for Opposition | January 17, 2006 |
| Registration Number | 3079860 |
| International Registration Number | 0837445 |
| Registration Date | April 11, 2006 |
| Owner | (REGISTRANT) HERMES INTERNATIONAL société en commandite par actions FRANCE 24, |

Attorney of Record Andrew Baum and Jonathan Matkowsky
Priority Date March 10, 2004
Type of Mark TRADEMARK
Register PRINCIPAL
Live/Dead Indicator LIVE

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Typed Drawing

| | |
|---------------------------------|---|
| Word Mark | BALLE DE GOLF |
| Translations | The English translation of the "Balle de golf" is "golf ball". |
| Goods and Services | IC 018. US 001 002 003 022 041. G & S: LEATHER AND IMITATIONS OF LEATHER AND GOODS MADE OF THESE MATERIALS, NAMELY, BAGS, NAMELY, HANDBAGS, TRAVEL BAGS, RUCKSACKS; LEATHER PURSES, BUSINESS CARD CASES, WALLETS, LEATHER KEY CASES, SUITCASES, BRIEFCASES AND LUGGAGE TRUCKS |
| Mark Drawing Code | (1) TYPED DRAWING |
| Design Search Code | |
| Serial Number | 78230097 |
| Filing Date | March 26, 2003 |
| Current Filing Basis | 44E |
| Original Filing Basis | 1B;44D |
| Published for Opposition | June 15, 2004 |
| Registration Number | 3087148 |
| Registration Date | May 2, 2006 |
| Owner | (REGISTRANT) HERMES INTERNATIONAL CORPORATION FRANCE 24, rue du Faubourg Saint-Honore Paris FRANCE 75008 |
| Attorney of Record | Andrew Baum and Karin Segall |
| Priority Date | March 10, 2003 |
| Type of Mark | TRADEMARK |
| Register | PRINCIPAL |
| Live/Dead Indicator | LIVE |

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BIRKIN**Word Mark
Goods and
Services**

BIRKIN

IC 016. US 002 005 022 023 029 037 038 050. G & S: Checkbook holders

IC 018. US 001 002 003 022 041. G & S: Leather or imitation leather goods, namely, bags, namely, handbags, travel bags, rucksacks; wallets; card holders in the nature of wallets; leather purses; leather cases for keys; briefcases; trunks and suitcases

**Standard
Characters
Claimed****Mark Drawing
Code**

(4) STANDARD CHARACTER MARK

**Design Search
Code****Serial Number**

78369087

Filing Date

February 17, 2004

**Current Filing
Basis**

44E

**Original Filing
Basis**

44E

**Published for
Opposition**

June 14, 2005

**Registration
Number**

2991927

Registration Date

September 6, 2005

Owner(REGISTRANT) Hermes International SOCIÉTÉ EN COMMANDITE PAR ACTIONS FRANCE
24, rue du Faubourg Saint Honore Paris FRANCE 75008

Attorney of
Record Andrew Baum and Amy L. Nelkin
Type of Mark TRADEMARK
Register PRINCIPAL
Live/Dead
Indicator LIVE

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KELLYBAG

Word Mark
Goods and
Services

KELLYBAG

IC 016. US 002 005 022 023 029 037 038 050. G & S: Checkbook holders

IC 018. US 001 002 003 022 041. G & S: Leather or imitation leather goods, namely, bags, namely, handbags, travel bags, rucksacks; wallets, card holders in the nature of wallets; leather purses; leather cases for keys; briefcases; trunks and suitcases

Standard
Characters
Claimed

Mark Drawing
Code

(4) STANDARD CHARACTER MARK

Design Search
Code

Serial Number

78369082

Filing Date

February 17, 2004

Current Filing
Basis

44E

Original Filing
Basis

44E

Published for
Opposition

March 8, 2005

Registration
Number

2957154

Registration Date

May 31, 2005

Owner

(REGISTRANT) Hermes International SOCIÉTÉ EN COMMANDITE PAR ACTIONS FRANCE
24, Rue du Faubourg Saint Honore Paris FRANCE 75008

Attorney of
Record Andrew Baum and Amy L. Nelkin
Type of Mark TRADEMARK
Register PRINCIPAL
Live/Dead
Indicator LIVE

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TARR Status ASSIGN Status TDR TTAB Status (Use the "Back" button of the Internet Browser to return to TESS)

Typed Drawing

| | |
|---------------------------------|--|
| Word Mark | OMNIBUS |
| Goods and Services | IC 018. US 001 002 003 022 041. G & S: * Goods of * leather and imitation leather, namely handbags, traveling bags, rucksacks, purses in leather, business card cases, wallets, key cases in leather, suitcases, briefcases, and trunks * and luggage* |
| Mark Drawing Code | (1) TYPED DRAWING |
| Design Search Code | |
| Serial Number | 78304936 |
| Filing Date | September 24, 2003 |
| Current Filing Basis | 44E |
| Original Filing Basis | 1B;44D |
| Published for Opposition | August 10, 2004 |
| Change In Registration | CHANGE IN REGISTRATION HAS OCCURRED |
| Registration Number | 2899792 |
| Registration Date | November 2, 2004 |
| Owner | (REGISTRANT) HERMES INTERNATIONAL CORPORATION FRANCE 24, rue du Faubourg Saint-Honore Paris FRANCE 75008 |
| Attorney of Record | AMY L NELKIN |
| Priority Date | April 4, 2003 |
| Type of Mark | TRADEMARK |
| Register | PRINCIPAL |
| Live/Dead Indicator | LIVE |

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Typed Drawing

| | |
|---------------------------------|---|
| Word Mark | AHMEDABAD |
| Goods and Services | IC 018. US 001 002 003 022 041. G & S: LEATHER AND IMITATIONS OF LEATHER AND BAGS MADE OF THESE MATERIALS, BAGS, NAMELY, HANDBAGS, TRAVELING BAGS, RUCKSACKS; LEATHER PURSES, BUSINESS AND CREDIT CARD CASES, WALLETs, LEATHER KEY CASES, SUITCASES, BRIEFCASES, TRUNKS AND LUGGAGE |
| | IC 025. US 022 039. G & S: SCARVES |
| Mark Drawing Code | (1) TYPED DRAWING |
| Design Search Code | |
| Serial Number | 78266472 |
| Filing Date | June 24, 2003 |
| Current Filing Basis | 44E |
| Original Filing Basis | 1B;44D |
| Published for Opposition | August 31, 2004 |
| Registration Number | 2904891 |
| Registration Date | November 23, 2004 |
| Owner | (REGISTRANT) HERMES INTERNATIONAL CORPORATION FRANCE 24, rue de Faubourg Saint-Honore Paris FRANCE 75008 |
| Attorney of Record | Andrew Baum and Karin Segall |
| Priority Date | March 17, 2003 |
| Type of Mark | TRADEMARK |
| Register | PRINCIPAL |
| Live/Dead | LIVE |

Indicator

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Typed Drawing

| | |
|---------------------------------|---|
| Word Mark | PLUME |
| Translations | The English translation of the word PLUME in the mark is FEATHER. |
| Goods and Services | IC 018. US 001 002 003 022 041. G & S: GOODS MADE OF LEATHER AND IMITATIONS OF LEATHER, NAMELY, BAGS, NAMELY, HANDBAGS, TRAVEL BAGS, RUCKSACKS; LEATHER PURSES, BUSINESS CARD CASES, WALLETS, LEATHER KEY CASES, SUITCASES, BRIEFCASES AND LUGGAGE TRUNKS |
| Mark Drawing Code | (1) TYPED DRAWING |
| Design Search Code | |
| Serial Number | 78230103 |
| Filing Date | March 26, 2003 |
| Current Filing Basis | 44E |
| Original Filing Basis | 1B;44D |
| Published for Opposition | July 20, 2004 |
| Registration Number | 2893199 |
| Registration Date | October 12, 2004 |
| Owner | (REGISTRANT) HERMES INTERNATIONAL CORPORATION FRANCE 24, rue du Faubourg Saint-Honore Paris FRANCE 75008 |
| Attorney of Record | Andrew Baum |
| Priority Date | March 10, 2003 |
| Type of Mark | TRADEMARK |
| Register | PRINCIPAL |
| Live/Dead Indicator | LIVE |

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Typed Drawing


Word Mark PICOTIN
Translations The English translation of "Picotin" is "ration of oats".
Goods and Services IC 018. US 001 002 003 022 041. G & S: LEATHER AND IMITATIONS OF LEATHER AND GOODS MADE OF THESE MATERIALS, NAMELY, BAGS, NAMELY, HANDBAGS, TRAVEL BAGS, RUCKSACKS, LEATHER PURSES, BUSINESS CARD CASES, WALLETS, LEATHER KEY CASES, SUITCASES, BRIEFCASES AND LUGGAGE TRUNKS
Mark Drawing Code (1) TYPED DRAWING
Design Search Code
Serial Number 78230100
Filing Date March 26, 2003
Current Filing Basis 44E
Original Filing Basis 1B;44D
Published for Opposition June 22, 2004
Registration Number 2884164
Registration Date September 14, 2004
Owner (REGISTRANT) HERMES INTERNATIONAL CORPORATION FRANCE 24, rue du Faubourg Saint-Honore Paris FRANCE 75008
Attorney of Record Andrew Baum
Priority Date March 10, 2003
Type of Mark TRADEMARK
Register PRINCIPAL
Live/Dead Indicator LIVE

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Typed Drawing

| | |
|---------------------------------|---|
| Word Mark | PSILIAMOS |
| Translations | The English translation of the word "PSILIAMOS" in the mark is "FINE SAND". |
| Goods and Services | IC 018. US 001 002 003 022 041. G & S: Leather and imitations of leather and goods made of these materials, namely, bags, namely, handbags, travel bags, rucksacks, leather purses, business card cases, wallets, leather key cases, suitcases, briefcases and luggage trunks |
| Mark Drawing Code | (1) TYPED DRAWING |
| Design Search Code | |
| Serial Number | 78230079 |
| Filing Date | March 26, 2003 |
| Current Filing Basis | 44E |
| Original Filing Basis | 1B;44D |
| Published for Opposition | June 1, 2004 |
| Registration Number | 2877274 |
| Registration Date | August 24, 2004 |
| Owner | (REGISTRANT) HERMES INTERNATIONAL CORPORATION FRANCE 24, rue du Faubourg Saint-Honore Paris FRANCE 75008 |
| Attorney of Record | Andrew Baum and Karin Segall |
| Priority Date | January 29, 2003 |
| Type of Mark | TRADEMARK |
| Register | PRINCIPAL |
| Live/Dead Indicator | LIVE |

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| | |
|---------------------------------|---|
| Word Mark | HOLD UP |
| Goods and Services | IC 018. US 001 002 003 022 041. G & S: LEATHER AND IMITATIONS OF LEATHER AND GOODS MADE OF THESE MATERIALS, NAMELY, BAGS, NAMELY, HANDBAGS, TRAVEL BAGS, RUCKSACKS; LEATHER PURSES, BUSINESS CARD CASES, WALLETS, LEATHER KEY CASES, SUITCASES, BRIEFCASES AND LUGGAGE TRUNKS |
| Mark Drawing Code | (1) TYPED DRAWING |
| Design Search Code | |
| Serial Number | 78230076 |
| Filing Date | March 26, 2003 |
| Current Filing Basis | 44E |
| Original Filing Basis | 1B;44D |
| Published for Opposition | June 15, 2004 |
| Registration Number | 2881477 |
| Registration Date | September 7, 2004 |
| Owner | (REGISTRANT) HERMES INTERNATIONAL CORPORATION FRANCE 24, rue du Faubourg Saint-Honore Paris FRANCE 75008 |
| Attorney of Record | Andrew Baum and Karin Segall |
| Priority Date | March 10, 2003 |
| Type of Mark | TRADEMARK |
| Register | PRINCIPAL |
| Live/Dead Indicator | LIVE |

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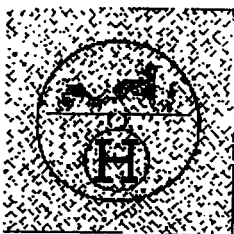
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Word Mark H

Goods and Services

IC 008. US 023 028 044. G & S: cutlery of precious metal, namely, knives, forks and spoons and tableware, namely, knives, forks and spoons

IC 003. US 001 004 006 050 051 052. G & S: skin lotions, hand lotions, hand soaps, rouges, lipsticks, face powders, body powders, skin creams, sun tanning preparations, perfumes, toilet waters, eau de colognes, colognes, toilet soaps, talcum powders, shaving creams, personal deodorants, hair lotions, hair sprays, hair shampoos, bath oils and bath lotions

IC 009. US 021 023 026 036 038. G & S: opera glasses, magnifying glasses, a combination barometer, thermometer, dial-type calendar and clock, lenses, and spectacle frames

IC 014. US 002 027 028 050. G & S: jewelry, namely, bracelets, necklaces, long neck chains, earrings, rings, tie pins, tie clips, cuff-links, pendants, watches, clocks, key rings, ornaments for the hair, all made of precious metal or coated therewith

IC 016. US 002 005 022 023 029 037 038 050. G & S: agenda books, fountain pens, cardboard backing used for binding books, playing cards, letter paper, envelopes, note cards, staplers, staples, paper clips, pen cases, felt pens, letter openers, and newspapers and magazines on the subject of style and fine merchandise

IC 018. US 001 002 003 022 041. G & S: articles made from leather or imitation leather, namely, hand bags and clutch purses, drawstring pouches, back packs, change purses and shoulder bags made of leather, trunks for travel, suitcases, billfolds and wallets, passport holders, attache cases, brief cases, brief case type portfolios, satchels, all purpose sports bags, umbrellas, parasols, walking sticks, toiletry pouches made of leather sold empty, harnesses, whips, hunting crops and saddlery

IC 020. US 002 013 022 025 032 050. G & S: household furniture, picture frames and furniture mirrors

IC 021. US 002 013 023 029 030 033 040 050. G & S: Beverage glassware; glass dishes; porcelain tableware, namely plates, dishes, coffee and tea cups; faience tableware, namely plates, dishes, coffee and tea cups

IC 024. US 042 050. G & S: textile fabrics for manufacturing household items and clothing

IC 025. US 022 039. G & S: pants, men's and women's belts including leather belts, neckties, fur cloaks, caps, coats of fabrics and leather, vests, short jackets, jackets, skirts, dresses, capes, tailor made ensembles comprising jackets, blazers or waistcoats with trousers, skirts or dresses, suits, rain coats, shirts, hats, scarves, blouses, smocks, bathrobes, dressing gowns, pajamas, hosiery, socks, boots, shoes, slippers and gloves

IC 028. US 022 023 038 050. G & S: Toys, games, and sporting goods, namely, tennis balls, soccer balls, cricket balls, golf balls, balloons for play, stationary exercise bicycles, marbles for games, golf clubs, kites, gymnastic apparatus, dice, barbells, ice skates, roller skates, tennis rackets, squash rackets, badminton rackets, racketball rackets, skis

IC 034. US 002 008 009 017. G & S: smoking pipes, cigarette holders, cigar holders, cigar humidors, ash trays, non-electric cigar and cigarette lighters, cigar cases and cigar cutters, all not made of precious metal

Mark Drawing Code

(3) DESIGN PLUS WORDS, LETTERS, AND/OR NUMBERS

Design Search Code

02.01.06 - Colonial dress, men wearing; Men in colonial dress, Pilgrims, Quakers and colonial militiamen; Militiamen; Pilgrims, men; Quakers
17.05.25 - Postage scales; Scales, post Office
18.01.03 - Buggy, horse drawn; Carriages, horsedrawn (four wheels); Stage coaches and other animal-drawn vehicles with four or more wheels
26.01.01 - Circles as carriers or as single line borders

Serial Number

75402283

Filing Date

December 8, 1997

Current Filing Basis

44E

Original Filing Basis

44E

Published for Opposition

September 18, 2001

Registration Number

2516025

Registration Date

December 11, 2001

Owner

(REGISTRANT) HERMES INTERNATIONAL CORPORATION FRANCE 24, rue Faubourg Saint-Honore 75008 Paris FRANCE

Attorney of Record

KARIN SEGALL

Prior Registrations

0883588;1011908;1099897;1244054;1248973;1275549;1292597;1346758;1364533;1399800;1520793;1565359;1806108;1855464;1927682;1929527;1929528;1929529;1929530;1931137;1932842;1936653;1936654;1938069;1938073;1942227;1942234;1942235;1946491;2033268;2033984;AND OTHERS

Description of Mark

The drawing is lined for the color orange.

Type of Mark

TRADEMARK

Register

PRINCIPAL

Live/Dead Indicator

LIVE

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Word Mark

H

Goods and Services

IC 003. US 001 004 006 050 051 052. G & S: skin lotions, hand lotions, hand soaps, rouges, lipsticks, face powders, body powders, skin creams, sun tanning preparations, perfumes, toilet waters, eau de colognes, colognes, toilet soaps, talcum powders, shaving creams, personal deodorants, hair lotions, hair sprays, hair shampoos, bath oils and bath lotions

IC 008. US 023 028 044. G & S: cutlery of precious metal, namely, knives, forks and spoons and tableware, namely, knives, forks and spoons

IC 009. US 021 023 026 036 038. G & S: opera glasses, magnifying glasses, a combination barometer, thermometer, dial-type calendar and clock, lenses, and spectacle frames

IC 014. US 002 027 028 050. G & S: jewelry, namely, bracelets, necklaces, long neck chains, earrings, rings, tie pins, tie clips, cuff-links, pendants, watches, clocks, all made of precious metal or coated therewith

IC 016. US 002 005 022 023 029 037 038 050. G & S: agenda books, fountain pens, cardboard backing used for binding books, playing cards, letter paper, envelopes, note cards, staplers, staples, paper clips, pen cases, felt pens, letter openers, and newspapers and magazines on the subject of style and fine merchandise

IC 018. US 001 002 003 022 041. G & S: articles made from leather or imitation leather, namely, hand bags and clutch purses, drawstring pouches, back packs, change purses and shoulder bags made of leather, trunks for travel, suitcases, billfolds and wallets, passport holders, attache cases, brief cases, brief case type portfolios, satchels, all purpose sports bags, umbrellas, parasols, walking sticks, toiletry bags made of leather, harnesses, whips, hunting crops and saddlery

IC 020. US 002 013 022 025 032 050. G & S: household furniture, picture frames and furniture mirrors

IC 021. US 002 013 023 029 030 033 040 050. G & S: beverage glassware, porcelain, faience and all articles of tableware in these materials, namely, plates, dishes, decorative plates, gravy boats, jars for jams and jellies, tea sets, coffee cups

IC 024. US 042 050. G & S: textile napkins, textile place mats, table linen, textile used as linen for clothing, textile linen for garments, table clothes not of paper; textile fabrics for the manufacture of clothing, namely, suits, jackets, pants, scarves, blouses; textile fabrics for the manufacture of household items, namely, towels, handkerchiefs, bath linen, bed linen, household linen, table linen, pillow cases

IC 025. US 022 039. G & S: pants, men's and women's belts including leather belts, neckties, fur cloaks, caps, coats of fabric and leather, jodhpurs, vests, short jackets, jackets, skirts, dresses, capes, tailor made ensembles comprising jackets, blazers or waistcoats with trousers, skirts or dresses, suits, rain coats, shirts, golf shirts, hats, scarves, blouses, smocks, bathrobes, dressing gowns, pajamas, hosiery, socks, boots, shoes, slippers and gloves

IC 028. US 022 023 038 050. G & S: golf bags, golf clubs, golf gloves, golf balls, golf bag pegs, golf putters, head covers for golf clubs, hunting arrow points, hunting blinds, hunting bows, water fowl hunting decoys, croquette sets, badminton sets, backgammon sets, board games, card games and parlow games

IC 034. US 002 008 009 017. G & S: smoking pipes, cigarette holders, cigar holders, cigar humidors, ash trays, non-electric cigar and cigarette lighters, cigar cases and cigar cutters, all not made of precious metal

Mark Drawing Code (3) DESIGN PLUS WORDS, LETTERS, AND/OR NUMBERS

Design Search Code 02.01.06 - Colonial dress, men wearing; Men in colonial dress, Pilgrims, Quakers and colonial militiamen; Militiamen; Pilgrims, men; Quakers
02.01.31 - Men, stylized, including men depicted in caricature form
18.01.03 - Buggy, horse drawn; Carriages, horsedrawn (four wheels); Stage coaches and other animal-drawn vehicles with four or more wheels
26.01.21 - Circles that are totally or partially shaded.

Serial Number 75401754

Filing Date December 8, 1997

Current Filing Basis 44E

Original Filing Basis 44E

Published for Opposition December 26, 2000

Registration Number 2436099

Registration Date March 20, 2001

Owner (REGISTRANT) HERMES INTERNATIONAL CORPORATION FRANCE 24, rue Faubourg Saint-Honore 75008 Paris FRANCE

Attorney of Record ROBERT J PATCH

Prior Registrations 0883588;1011908;1099897;1244054;1248973;1275549;1292597;1346758;1364533;1399800;1520793;1565359;1806108;1855464;1927682;1929527;1929528;1929529;1929530;1931137;1932842;1936653;1936654;1938069;1938073;1942227;1942234;1942235;1946491;2033268;2093984;AND OTHERS

Type of Mark TRADEMARK

Register PRINCIPAL

Live/Dead LIVE

Indicator

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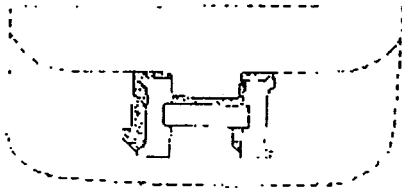
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|---------------------------------|---|
| Word Mark | H |
| Goods and Services | IC 018. US 001 002 003 022 041. G & S: leather handbags. FIRST USE: 19721231. FIRST USE IN COMMERCE: 19721231 |
| Mark Drawing Code | (3) DESIGN PLUS WORDS, LETTERS, AND/OR NUMBERS |
| Design Search Code | 19.01.06 - Handbags; Pocketbooks; Purses |
| Serial Number | 74336039 |
| Filing Date | December 2, 1992 |
| Current Filing Basis | 1A |
| Original Filing Basis | 1A |
| Published for Opposition | August 31, 1993 |
| Change In Registration | CHANGE IN REGISTRATION HAS OCCURRED |
| Registration Number | 1806108 |
| Registration Date | November 23, 1993 |
| Owner | |

(REGISTRANT) Hermes Gestion, Inc. CORPORATION DELAWARE 1409 Foulk Road, Suite 102 P.O. Box 7108 Wilmington DELAWARE 19803

(LAST LISTED OWNER) HERMES INTERNATIONAL CORPORATION BY ASSIGNMENT
FRANCE 24, RUE DU FAUBOURG SAINT-HONORE PARIS FRANCE 75008

Assignment Recorded ASSIGNMENT RECORDED

Attorney of Record JOSEPH C. GIOCONDA

Description of Mark The mark consists of an "H" design attached to the flap of a handbag and the dotted line appearing on the drawing is not a part of the mark and serves only to show the position of the mark.

Type of Mark TRADEMARK

Register PRINCIPAL-2(F)

Affidavit Text SECT 15. SECT 8 (6-YR). SECTION 8(10-YR) 20040131.

Renewal 1ST RENEWAL 20040131

Live/Dead Indicator LIVE

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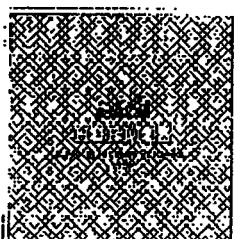
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| | |
|---------------------------------|--|
| Word Mark | HERMES FAUBOURG SAINT-HONORE PARIS |
| Goods and Services | IC 018. US 001 002 003 022 041. G & S: articles made from leather or imitation leather, namely hand bags and clutch purses, drawstring pouches, back packs, [changes] * CHANGE * purses and shoulder bags made of leather, [[trucks] * TRUNKS * for travel, suitcases,] billfolds and wallets, passport holders, check book covers, eyeglass cases, attache cases, brief cases, briefcase type portfolios, satchels, [all purpose sports bags, umbrellas, parasols, walking sticks,] toiletry pouches made of leather sold empty, [harnesses,] whips, [hunting crops and saddlery]. FIRST USE: 19451231. FIRST USE IN COMMERCE: 19451231 |
| Mark Drawing Code | (3) DESIGN PLUS WORDS, LETTERS, AND/OR NUMBERS |
| Design | 03.05.01 - Horses |
| Search Code | 18.01.02 - Carriages, horsedrawn (two wheels); Other horse-drawn carriages with two wheels 26.11.20 - Rectangles inside one another 26.11.21 - Rectangles that are completely or partially shaded |
| Serial Number | 74540341 |
| Filing Date | June 21, 1994 |
| Current Filing Basis | 1A |
| Original Filing Basis | 1A |
| Published for Opposition | September 5, 1995 |
| Change In Registration | CHANGE IN REGISTRATION HAS OCCURRED |

Registration Number 1938073
Registration Date November 28, 1995
Owner (REGISTRANT) Hermes International CORPORATION FRANCE 24 Rue Du Faubourg, Saint-Honore Paris 75008 FRANCE
Attorney of Record JONATHAN MATKOWSKY
Prior Registrations 0369271;0369681;0883588;1244054;1292597;AND OTHERS
Disclaimer NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "FAUBOURG SAINT-HONORE" and "PARIS" APART FROM THE MARK AS SHOWN
Description of Mark The drawing is lined for the color orange. The color brown is claimed for the horse, carriage and trainer designs, as well as the border and the textual portions of the mark although lining for the color brown is omitted from the drawing for clarity of reproduction. The lining in the drawing indicates the colors orange and brown and which are a feature of the mark.
Type of Mark TRADEMARK
Register PRINCIPAL
Affidavit Text SECT 15. SECT 8 (6-YR). SECTION 8(10-YR) 20060412.
Renewal 1ST RENEWAL 20060412
Live/Dead Indicator LIVE

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Typed Drawing

| | |
|-------------------------------|--|
| Word Mark | HERMES |
| Goods and Services | IC 018. US 003. G & S: TRUNKS, TRAVELING BAGS, DRESSING CASES, SUITCASES, BRIEF CASES, SAMPLE BAGS, PORTFOLIOS, WALLETs, SACHELS, POCKETBOOKS, AND HORSE AND DOG COLLARS AND HARNESS. FIRST USE: 19361200. FIRST USE IN COMMERCE: 19361200 |
| Mark Drawing Code | (1) TYPED DRAWING |
| Design Search Code | |
| Serial Number | 71416560 |
| Filing Date | March 1, 1939 |
| Current Filing Basis | 1A;44E |
| Original Filing Basis | 1A;44E |
| Change In Registration | CHANGE IN REGISTRATION HAS OCCURRED |
| Registration Number | 0369681 |
| Registration Date | August 1, 1939 |
| Owner | (REGISTRANT) HERMES CORPORATION FRANCE NO. 24 RUE du FAUBOURG, SAINT-HONORE PARIS FRANCE (LAST LISTED OWNER) HERMES INTERNATIONAL CORPORATION BY MERGER WITH FRANCE 24, RUE FAUBOURG SAINT-HONORE 75008 PARIS FRANCE |
| Assignment Recorded | ASSIGNMENT RECORDED |
| Prior | 0219458 |

Registrations

Type of Mark TRADEMARK
Register PRINCIPAL
Affidavit Text SECT 12C.
Renewal 3RD RENEWAL 19990823
Live/Dead Indicator LIVE

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Word Mark
Goods and
Services

HERMES

IC 018. US 003. G & S: HARNESES, WHIPS, LUGGAGE, LADIES' HANDBAGS, PURSES, POCKETBOOKS

IC 014. US 008. G & S: GOLD AND SILVER CIGARETTE CASES AND LIGHTERS

IC 014. US 028. G & S: GOLDWORK, TRUE AND IMITATION JEWELRY, JEWEL BOXES OF PRECIOUS METAL, CLIPS, PINS, RINGS, NECKLACES, BRACELETS, ADORNMENTS FOR THE HAIR MADE OF PRECIOUS METALS AND STONES

IC 025. US 039. G & S: SMOCKS OF SILK, DRESSES, SKIRTS, PANTS, COATS OF FABRIC AND LEATHER, VESTS, SHORT JACKETS, JACKETS OF FABRIC AND LEATHER, DRESSING GOWNS, BATHROBES, LINGERIE, PAJAMAS, DRESSING ROBES, FOOTWEAR-NAMELY, SHOES AND SLIPPERS; HOSIERY, GLOVING, CORSETS, MEN'S AND WOMEN'S BELTS, NECKTIES, FUR CLOAKS, SOCKS, HATS, CAPS AND SCARVES

IC 026. US 040. G & S: ORNAMENTAL FEATHERS, BRAID, BUTTONS, RIBBONS, PINS AND NEEDLES

IC 003. US 051. G & S: PERFUMES, SKIN LOTIONS, TOILET WATERS, EAU DE COLOGNE, ROUGE, FACE POWDER, BODY POWDER AND TALCUM POWDER, LIPSTICK, COSMETIC SKIN CREAMS, HAND LOTIONS, HAIR LOTIONS, BATH OILS, DENTIFRICES, AFTER SHAVE LOTIONS, SHAVING SOAPS, PERSONAL DEODORANTS, HAIR SETS AND HAIR SPRAYS, AND SUN TANNING PREPARATIONS

IC 003. US 052. G & S: HAND SOAPS AND HAIR SHAMPOOS

Mark Drawing Code (3) DESIGN PLUS WORDS, LETTERS, AND/OR NUMBERS

Design Search Code 02.01.16 - Historical costumes (men wearing); Men, other wearing folk or historical costumes
02.01.31 - Men, stylized, including men depicted in caricature form
18.01.03 - Buggy, horse drawn; Carriages, horsedrawn (four wheels); Stage coaches and other animal-drawn vehicles with four or more wheels
26.17.13 - Letters or words underlined and/or overlined by one or more strokes or lines; Overlined words or letters; Underlined words or letters

Serial Number 72287248

Filing Date December 20, 1967

Current Filing Basis 44E

Original Filing Basis 44E

Change In Registration CHANGE IN REGISTRATION HAS OCCURRED

Registration Number 0883588

Registration Date January 6, 1970

Owner (REGISTRANT) HERMES CORPORATION FRANCE 24 FAUBOURG ST. HONORE PARIS FRANCE

(LAST LISTED OWNER) HERMES INTERNATIONAL CORPORATION BY ASSIGNMENT, BY MERGER FRANCE 24, RUE FAUBOURG SAINT-HONORE 75008 PARIS FRANCE

Assignment Recorded ASSIGNMENT RECORDED

Attorney of Record ROBERT J. PATCH

Prior Registrations 0368785;0773814;AND OTHERS

Type of Mark TRADEMARK

Register PRINCIPAL

Affidavit Text SECT 8 (6-YR). SECTION 8(10-YR) 20000627.

Renewal 2ND RENEWAL 20000627

Live/Dead Indicator LIVE

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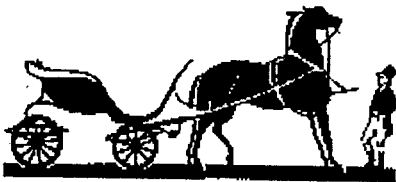
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Goods and Services

(CANCELLED) IC 009. US 021 023 026 036 038. G & S: [Opera Glasses, Magnifying Glasses, and a Combination Barometer, Thermometer, Dial-Type Calendar and Clock]. FIRST USE: 19550000. FIRST USE IN COMMERCE: 19560000

IC 003. US 051 052. G & S: Skin Lotions, Hand Lotions, Rouges, Lipsticks, Face Powders, Body Powders, Skin Creams, Sun Tanning Preparations, Perfumes, Toilet Waters, Colognes, Toilet Soaps, Talcum Powders, Shaving Creams, Hair Lotions, Hair Sprays, Hair Shampoos and Bath Lotions. FIRST USE: 19500000. FIRST USE IN COMMERCE: 19550000

(CANCELLED) IC 034. US 002 008 009 017. G & S: [Pipes, Cigarette Holders, Cigar Holders, Ash Trays, Non-Electric Cigar and Cigarette Lighters, Cigar Cases and Cigar Boxes Not Made of Precious Metal, and Cigar Cutters]. FIRST USE: 19530000. FIRST USE IN COMMERCE: 19540000

IC 028. US 022. G & S: Equipment Sold as a Unit for Playing Parlour Games, Card Games, or Board Games, Balls-Namely, Golf Balls and Tennis Balls, Golf Clubs and Golf Club Bags. FIRST USE: 19520000. FIRST USE IN COMMERCE: 19540000

IC 025. US 039. G & S: Pants, Men's and Women's Belts Including Leather Belts, Neckties, Fur Cloaks, Caps, Coats, Jackets, Skirts, Dresses, Capes, Tailor Made Ensembles Comprising Jackets, Blazers or Waistcoats with Trousers, Skirts or Dresses, Suits, Rain Coats, Shirts, Hats, Scarves, Dressing Gowns, Pajamas, Boots, Shoes and Gloves. FIRST USE: 19200000. FIRST USE IN COMMERCE: 19600000

IC 024. US 042. G & S: Textile Fabrics, Tablecloths, Textile Placemats, Bath Towels and Bath Mats. FIRST USE: 19500000. FIRST USE IN COMMERCE: 19550000

IC 018. US 003 041. G & S: Articles Made from Leather or Imitation Leather-Namely, Hand Bags and Clutch Purses, Drawstring Pouches, Change Purses and Shoulder Bags Made of Leather, Trunks, Suitcases, Billfolds, Passport Holders, Attache Cases, All Purpose Sports Bags, Umbrellas, Parasols, Walking Sticks, Toiletry Pouches of Leather Sold Empty, Harnesses, Whips, Hunting Crops and Saddlery. FIRST USE: 18590000. FIRST USE IN COMMERCE: 19540000

IC 016. US 022 023 027 037. G & S: Agenda Books, Cardboard Backing Used for Binding Books, Playing Cards, Letter Paper, Staplers, Staples, Paper Clamps, Pen Cases, Pens, Pencil Cases, Felt Pens, Letter Openers, and Checkbook Covers Made of Leather. FIRST USE: 19500000. FIRST USE IN COMMERCE: 19540000

IC 014. US 027 028. G & S: Jewelry-Namely, Bracelets, Necklaces, Long Neck Chains, Earrings, Rings, Tie Pins, Clips, Cufflinks, Pendants, Watches, Clocks, Keyrings, Pen Boxes Sold Empty, Mechanical Pencils, Belt Buckles, Facial Powder Compacts Sold Empty, Cigarette Cases Sold Empty, Pill Boxes Sold Empty, Change Purses, Letter Openers, Cigar Cases and Cigar Boxes, All Being Made of Precious Metal or Coated Therewith. FIRST USE: 19300000. FIRST USE IN COMMERCE: 19540000

Mark Drawing Code (2) DESIGN ONLY

Design Search Code 02.01.21 - Butlers; Magicians (men); Men, waiters, butlers, men wearing tuxedos including magicians; Sailors; Tuxedos (men wearing); Waiters
02.01.32 - Astronauts (men); Frogmen; Men, other, including frogmen, men wearing space suits and men wearing monocles; Monocles (men wearing)
18.01.03 - Buggy, horse drawn; Carriages, horsedrawn (four wheels); Stage coaches and other animal-drawn vehicles with four or more wheels

Serial Number 73256396

Filing Date April 1, 1980

Current Filing Basis 1A

Original Filing Basis 1A

Published for Opposition June 12, 1984

Change In Registration CHANGE IN REGISTRATION HAS OCCURRED

Registration Number 1292597

Registration Date September 4, 1984

Owner (REGISTRANT) Hermes CORPORATION FRANCE 24, rue du Faulbourg Saint-Honore Paris FRANCE 75008

(LAST LISTED OWNER) HERMES INTERNATIONAL CORPORATION FRANCE 24 RUE DU FAUBOURG SAINT HONORE PARIS FRANCE 75008

Assignment Recorded ASSIGNMENT RECORDED

Attorney of Record ANDREW BAUM

Prior Registrations 0883588;1099896;1099897

Type of Mark TRADEMARK

Register PRINCIPAL

Affidavit Text SECT 15. SECT 8 (6-YR). SECTION 8(10-YR) 20041008. PARTIAL SECTION 8(10-YR) 20050520.

Live/Dead Indicator LIVE

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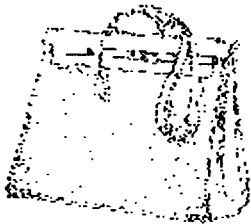
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| | |
|---------------------------------|---|
| Goods and Services | IC 018. US 001 002 003 022 041. G & S: handbags. FIRST USE: 19971200. FIRST USE IN COMMERCE: 19980300 |
| Mark Drawing Code | (2) DESIGN ONLY |
| Design Search Code | 19.01.06 - Handbags; Pocketbooks; Purses |
| Serial Number | 75662712 |
| Filing Date | March 18, 1999 |
| Current Filing Basis | 1A |
| Original Filing Basis | 1A |
| Published for Opposition | February 6, 2001 |
| Registration Number | 2447392 |
| Registration Date | May 1, 2001 |
| Owner | (REGISTRANT) HERMES INTERNATIONAL CORPORATION FRANCE 24, rue Faubourg Saint-Honore 75008 Paris FRANCE |
| Attorney of Record | ROBERT J. PATCH |
| Prior Registrations | 1806107 |
| Description of Mark | The mark consists of the closure portion. The matter appearing in dotted lines is not part of the mark, but only shows the position of the mark on the goods. |
| Type of Mark | TRADEMARK |
| Register | PRINCIPAL-2(F) |
| Live/Dead Indicator | LIVE |

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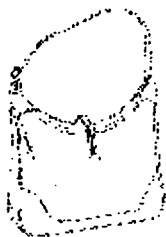
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| | |
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| Goods and Services | IC 018. US 001 002 003 022 041. G & S: handbags. FIRST USE: 19580600. FIRST USE IN COMMERCE: 19580900 |
| Mark Drawing Code | (2) DESIGN ONLY |
| Design Search Code | 19.01.06 - Handbags; Pocketbooks; Purses |
| Serial Number | 75662709 |
| Filing Date | March 18, 1999 |
| Current Filing Basis | 1A |
| Original Filing Basis | 1A |
| Published for Opposition | February 6, 2001 |
| Registration Number | 2447391 |
| Registration Date | May 1, 2001 |
| Owner | (REGISTRANT) HERMES INTERNATIONAL CORPORATION FRANCE 24, rue Faubourg Saint-Honore 75008 Paris FRANCE |
| Attorney of Record | ROBERT J. PATCH |
| Description of Mark | The mark consists of the configuration of the closure portion. The matter appearing in dotted lines is not part of the mark, but only shows the position of the mark on the goods. |
| Type of Mark | TRADEMARK |
| Register | PRINCIPAL-2(F) |
| Live/Dead | |

Indicator LIVE

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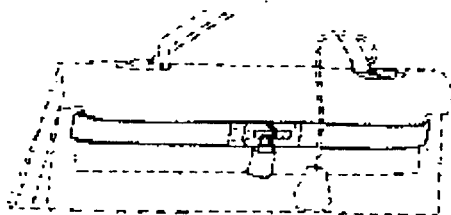
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|--------------------------|--|
| Goods and Services | IC 018. US 003. G & S: leather handbags. FIRST USE: 19720101. FIRST USE IN COMMERCE: 19720101 |
| Mark Drawing Code | (2) DESIGN ONLY |
| Design Search Code | 19.01.06 - Handbags; Pocketbooks; Purses |
| Serial Number | 74336038 |
| Filing Date | December 2, 1992 |
| Current Filing Basis | 1A |
| Original Filing Basis | 1A |
| Published for Opposition | August 31, 1993 |
| Registration Number | 1806107 |
| Registration Date | November 23, 1993 |
| Owner | (REGISTRANT) Hermes Gestion, Inc. CORPORATION DELAWARE 1409 Foulk Road, Suite 102 P.O. Box 7108 Wilmington DELAWARE 19803 (LAST LISTED OWNER) HERMES INTERNATIONAL CORPORATION BY ASSIGNMENT FRANCE 24, RUE DU FAUBOURG SAINT-HONORE 75008 PARIS FRANCE |
| Assignment | ASSIGNMENT RECORDED |

Recorded

Attorney of Record

JOSEPH C. GIOCONDA

Description of Mark

The mark consists of a rectangular design attached to the flap of a handbag and the dotted line appearing on the drawing is not a part of the mark and serves only to show the position of the mark.

Type of Mark

TRADEMARK

Register

PRINCIPAL-2(F)

Affidavit Text

SECT 15. SECT 8 (6-YR). SECTION 8(10-YR) 20040203.

Renewal

1ST RENEWAL 20040203

Live/Dead Indicator

LIVE

| | | | | | | | | | |
|-----------|-----------|------------|-----------|------------|-----------|-----|------|-----------|-----------|
| TESS HOME | NEW USER | STRUCTURED | FREE FORM | BROWSE DOC | SEARCH OG | TOP | HELP | PREV LIST | CURR LIST |
| NEW LIST | FIRST DOC | PREV DOC | NEXT DOC | LAST DOC | | | | | |

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